

UNITED STATES DISTRICT COURT

MIDDLE

DISTRICT OF

TENNESSEE

Louisiana-Pacific Corp

EXHIBIT AND WITNESS LIST

V.

James Hardie Building Products, Inc

Case Number: 3:18-cv-0447

PRESIDING JUDGE Jon Phipps McCalla					PLAINTIFF'S ATTORNEY Samuel Miller et al	DEFENDANT'S ATTORNEY Thomas Swafford et al
TRIAL DATE (S) 7/30/2018					COURT REPORTER Debbie Watson	COURTROOM DEPUTY Ann Frantz
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
		7/30/2018			WIT: Warren Legner	
1			X	X	2017.10.23 JH vs LP Finalize Nature Pres. (P Tab 48) **SEALED**	
2			X	X	2017.04.04 FY18 LP Campaign-Strategic Dir. (P Tab 63) **SEALED**	
3			X	X	2017.05.01 Email w LP Comm. Plan Pres. (P Tab 68) **SEALED**	
4			X	X	NWIG Handout (P Tab 12)	
5			X	X	NWIG Brochure (P Tab 10)	
6					NWIG Handout (P Tab 11) - WITHDRAWN	
7			X	X	JH Stand at Parade of Homes (P Tab 13)	
8			X	X	NWIG Website (P Tab 3)	
9			X	X	NWIG Website (P Tab 6)	
10			X	X	New NWIG Website (P Tab 33)	
11			X	X	Pro Remodeler April (P Tab 40)	
12			X	X	2017.11.21 Email w Red Responses to Images in Campaign (P Tab 120) **SEALED**	
13			X	X	Pro Remodeler May (P Tab 7)	
14			X	X	Pro Remodeler June (P Tab 8)	
15					Handout re JH Siding Outperforms (P Tab 9) - WITHDRAWN	
16			X	X	2018.04.18 NWI Material (Brochure) (P Tab 57)	
17			X	X	2018.03.29 NWIG Material (Website) (P Tab 58)	
18			X	X	2018.04.20 Email w Texas Material (P Tab 59)	
19			X	X	2018.03.29 WL Email re Campaign based on LP (P Tab 21)	
20			X	X	2018.05.17 JH vs. LP Analytics Presentation (P Tab 54)	
21			X	X	May NWIG Tracking Results (P Tab 240)	

* Include a notation as to the location of any exhibit not held with the case file or not available because of size.

EXHIBIT AND WITNESS LIST – CONTINUATION

Louisiana-Pacific Corp VS. James Hardie Building Products					CASE NO. 3:18-cv-0447
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS AND WITNESSES
22		7/30/2018	X	X	June NWIG Tracking Results (P Tab 241)
23			X	X	2017.09.19 Email w JH vs. Wood Value Prop. (P Tab 38)
24			X	X	Image of Hole without Woodpecker (P Tab 27)
25			X	X	Image of Siding (P Tab 29)
26			X	X	Image of Hole without Woodpecker (P Tab 43)
27			X	X	Image of Hole without Woodpecker (P Tab 44)
28			X	X	2018.04.16 Email re Bucking & Inner Seal (P Tab 23)
29			X	X	2017.05.15 Email re LP work to group (P Tab 101)
30			X	X	2017.11.09 Email re Woodpecker Damage (P Tab 74)
					WIT: Tim Ross
31			X	X	Exhibits to Declaration of Tim Ross (P Tab 245)
					WIT: Chris Southall
32			ID	ID	Declaration of Southall (P Tab 244)
33			X	X	Picture of gaps in siding of a house (P Tab 244)
34			X	X	2018.05.16 Email re Buckling from Installation (P Tab 61)
35			X	X	Public Docs from Louisiana Lawsuit (P Tab 236)
36			X	X	2018.06.14 Email re Confirm LP is the Manufacturer (P Tab 80)
37			X	X	2018.06.13 Email re Buckling is LP Inner Seal Siding (P Tab 138)
38			X	X	Invoice - Defrene Building Materials dated 8/22/16 (D Tab 150)
					WIT: Tom Mahony
39			X	X	2015.04.19 Email re Woodpecker (P Tab 28)
40			X	X	2015.04.29 Email re Woodpecker (P Tab 46)
41			X	X	Photographs attached to Declaration of Tom Mahony (ECF No. 100, ECF No. 105) (D Tab 145)
42			X	X	2018.06.13 Email Chain & photos (Mahony Decl. Ex. 2, ECF No. 100-1) (D Tab 147)
					WIT: Lance Olson
43			X	X	Sample of siding product
44			X	X	Display of LP siding

EXHIBIT AND WITNESS LIST – CONTINUATION

VS.					CASE NO.
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS AND WITNESSES
		7/30/2018			
45			X	X	James Hardy Siding Plank (1 piece of 3)
46			X	X	LP Prorated 50-Year Limited Warranty (P Tab 18)
47			X	X	LP SmartSide (Trim & Siding) Application Instructions (P Tab 87)
48			X	X	Kuizenga Dec. - Exhibit E - LP Installation Instructions (P Tab 90)
49			X	X	Kuizenga Dec. - Exhibit B - LP Technical Bulletin No. 15 (P Tab 89)
50			X	X	2016.02.24 Email w Zinc Borate, What Is It Good For Article (P Tab 153)
51			X	X	2016.05.02 Email (D Tab 34)
52			X	X	2016.05.06 Email (D Tab 38)
53			X	X	2016.06.21 Email re Woodpecker Explanation (P Tab 151)
54			ID	ID	2018.05.10 Email re Wookpeckers (P Tab 150)
55		7/31/2018	X	X	Zinc Borate Bulletin 2015 (D Tab104)
					WIT: David Ritter
					WIT: Peter Laks
56			X	X	Curriculum Vitae of Peter E. Laks
57			X	X	Termite Evaluation (P Tab 66) **SEALED**
58			X	X	2010.06.26 Letter with LP's Hawaii Termite Test Results (P Tab 168)
59			X	X	Testing Data - Interum Report on termite resistance (P Tab 214) (NEEDS to substituted)
60			X	X	Testing Data - Interum Report describing results of field termite testing (P Tab 201)
61			X	X	Testing Data - Interum Report on a field termite exposure (P Tab 211)
					WIT: Trinh Le
62			X	X	Brochure re "Beauty of Wood. Made Better." (P Tab 86)
					WIT: Marcus Kuizenga
63			X	X	2017.11.08 Email from David Melmeth re woodpecker damage on wood siding (P Tab 117)
64			X	X	2018.04.18 NWI Material (Brochure) (P Tab 57)
65			X	X	LP V. Hardie Warranty Corporation Warranty Comparison (D Tab 81)
66			X	X	LP SmartSide Assessment (D Tab 162)

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